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19
20 Attorneys for Plaintiff
21 CAPITAL TRUST, INC.

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)**

CAPITAL TRUST, INC.,

Case No. C 09-02492 JSW

Plaintiff,

VS.

**APPLICATION AND [PROPOSED]
ORDER FOR SUBSTITUTION OF
COUNSEL FOR PLAINTIFF CAPITAL
TRUST, INC. AND WITHDRAWAL OF
CROWELL & MORING LLP**

Judge: Hon. Jeffrey S. White

WALTER R. LEMBI, individually and as trustee of the WALTER AND LINDA LEMBI FAMILY TRUST DATED JUNE 30, 2004; FRANK E. LEMBI, individually and as trustee of the OLGA LEMBI RESIDUAL TRUST CREATED UNDER THE PROVISIONS OF PART THREE OF THE LEMBI FAMILY REVOCABLE TRUST DATED FEBRUARY 17, 1984, and as the trustee of the FRANK E. LEMBI'S TRUST DATED FEBRUARY 17, 1984; BILLIE SALEVOURIS, individually; BILLIE Z. SALEVOURIS, as trustee for THE BILLIE SALEVOURIS TRUST DATED AUGUST 23, 1983 AS RESTATED ON MAY 24, 2002; DAVID M. RAYNAL, individually and as trustee for the DAVID M. RAYNAL REVOCABLE TRUST DATED MAY 9, 2002; RALPH DAYAN, individually and as co-trustee for the AMENDED AND RESTATED DAYAN FAMILY REVOCABLE TRUST DATED DECEMBER 31, 1991,

Defendants.

1 | TO THE CLERK OF THE COURT AND ALL PARTIES OF RECORD:

Please take notice that Plaintiff CAPITAL TRUST, INC. substitutes Brian P. Brosnahan and Margaret A. Ziemianek of the law firm of KASOWITZ BENSON TORRES & FRIEDMAN LLP as counsel of record in this case, in place of Ethan P. Schulman and Nathaniel P. Bualat of the law firm CROWELL & MORING LLP.

6 Plaintiff's former counsel and attorneys of record, Mr. Schulman, Mr. Bualat and Crowell
7 & Moring LLP, will withdraw as counsel and attorneys of record for Plaintiff upon approval by
8 this Court:

Ethan P. Schulman
E-Mail: eschulman@crowell.com
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14 Pursuant to the Notice of Appearance filed in this action, Brian P. Brosnahan and
15 Margaret A. Ziemianek of KASOWITZ BENSON TORRES & FRIEDMAN LLP have appeared
16 as Counsel of Record for Plaintiff CAPITAL TRUST, INC., effective immediately, and will
17 replace CROWELL & MORING LLP as lead counsel of record. All further notices and papers
18 should be served on Kasowitz Benson Torres & Friedman LLP:

Brian P. Brosnahan (SBN 112894)
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Margaret A. Ziemianek (SBN 233418)
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Facsimile: (415) 398-5030

25 The undersigned consent to the above withdrawal and substitution:

26 | DATED: October 8, 2010

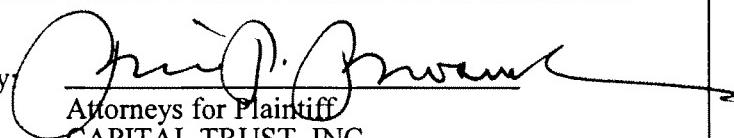
By:

Deborah Ginsberg, Vice-President
on behalf of Plaintiff CAPITAL TRUST, INC.

1 DATED: October 8, 2010

KASOWITZ BENSON TORRES & FRIEDMAN LLP

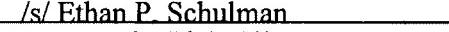
2 By

3 
4 Attorneys for Plaintiff
5 CAPITAL TRUST, INC.

6 DATED: October 8, 2010

7 CROWELL & MORING LLP

8 By:

9 
10 Attorneys for Plaintiff
11 CAPITAL TRUST, INC.

[PROPOSED] ORDER

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13 IT IS HEREBY ORDERED THAT the substitution of Kasowitz Benson Torres &
14 Friedman LLP and the withdrawal of Crowell & Moring LLP as counsel of record for Plaintiff
15 CAPITAL TRUST, INC. is approved.

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17 Dated: October 12, 2010

18 
19 Hon. Jeffrey S. White

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